

E-FILED on 11/23/09

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

SNR, INC., a Colorado corporation, dba
SOFTWARE WHOLESALE
INTERNATIONAL,

Plaintiff,

v.

TECHNOLOGY ONE ONLINE, a California
corporation, dba TECHNOLOGY ONE, dba
TECHNOLOGY 1, ISAAC COHEN, and
DOES 1-50, inclusive,

Defendants.

No. C-09-02840 RMW

ORDER DENYING PLAINTIFF'S EX PARTE
MOTION FOR LEAVE TO CONDUCT
LIMITED DISCOVERY TO EFFECTUATE
SERVICE, FOR LEAVE TO SERVE
CORPORATE DEFENDANT VIA
SECRETARY OF STATE, AND TO EXTEND
DEADLINE FOR SERVICE OF SUMMONS
AND COMPLAINT


[Re Docket No. 5]

Plaintiff SNR, Inc. filed an ex parte motion seeking leave to conduct limited third party discovery to effectuate service on defendants, leave to serve corporate defendant Technology One Online via the Secretary of State, and an extension of time to serve the summons and complaint under Fed. R. Civ. P. 4(m). Plaintiff has since filed certificates of service for defendants Technology One Online and Isaac Cohen (Docket Nos. 12, 13) and counsel for defendants has

ORDER DENYING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO CONDUCT LIMITED DISCOVERY TO EFFECTUATE SERVICE, FOR LEAVE TO SERVE CORPORATE DEFENDANT VIA SECRETARY OF STATE, AND TO EXTEND DEADLINE FOR SERVICE OF SUMMONS AND COMPLAINT—No. C-09-02840 RMW
LJP

1 appeared in the case. It therefore appears that plaintiff's motion is moot, and accordingly plaintiff's
2 motion is denied.

3
4
5 DATED: 11/23/09


RONALD M. WHYTE
United States District Judge

United States District Court
For the Northern District of California

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
ORDER DENYING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO CONDUCT LIMITED DISCOVERY TO EFFECTUATE
SERVICE, FOR LEAVE TO SERVE CORPORATE DEFENDANT VIA SECRETARY OF STATE, AND TO EXTEND DEADLINE
FOR SERVICE OF SUMMONS AND COMPLAINT—No. C-09-02840 RMW

LJP

1 **Notice of this document has been sent to:**

2 **Counsel for Plaintiff:**

3 Allonn Emanuel Levy alevy@hopkinscarley.com
4 Jennifer Eileen Pawlowski jpawlowski@hopkinscarley.com
John V. Picone , III jpicone@hopkinscarley.com

5 **Counsel for Defendants:**

6 Lawrence Eric Heller lheller@hellerandedwards.com

7
8 Counsel are responsible for distributing copies of this document to co-counsel that have not
registered for e-filing under the court's CM/ECF program.

9
10 **Dated:** 11/23/09

LJP
Chambers of Judge Whyte

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
ORDER DENYING PLAINTIFF'S EX PARTE MOTION FOR LEAVE TO CONDUCT LIMITED DISCOVERY TO EFFECTUATE
SERVICE, FOR LEAVE TO SERVE CORPORATE DEFENDANT VIA SECRETARY OF STATE, AND TO EXTEND DEADLINE
FOR SERVICE OF SUMMONS AND COMPLAINT—No. C-09-02840 RMW

LJP